

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

TONY LAMAR PINKARD, SR., )  
                                )  
Plaintiff,                 )  
                                )  
v.                             )                           CASE NO. 3:07-cv-735-WKW  
                                )  
ADAM MELTON, *et al.*,    )  
                                )  
Defendants.                 )

**ORDER**

The Magistrate Judge filed a Recommendation (Doc. # 10) in this case to which no timely objections have been made. After an independent review of the file in this case and upon consideration of the Recommendation, it is ORDERED that:

1.      The Recommendation of the Magistrate Judge (Doc. # 10) is ADOPTED;
2.      This case, filed under 42 U. S. C. §1983, is DISMISSED without prejudice for failure of the plaintiff to properly prosecute this action and his failure to comply with the orders of this court.

An appropriate judgment will be entered.

DONE this 15th day of October, 2007.

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/s/ W. Keith Watkins  
UNITED STATES DISTRICT JUDGE